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July 18, 2025

Via ECF

Honorable Lewis A. Kaplan
U.S. District Judge, Southern District of New York
500 Pearl Street
New York, NY 10007

MEMO ENDORSED

Re: *Cooper v. Tisci*, 1:25-cv-04758-LAK— Consent Request to Withdraw Plaintiff's Motion to Remand and to Establish Briefing Schedule

Dear Hon. Kaplan:

I represent Plaintiff. I write, with Defendant's consent, (a) to withdraw Plaintiff's motion to remand to state court and stay all proceedings until such time as the motion was decided (dkt. 12, 14); and (b) to provide a proposed briefing schedule with respect to Defendant's motion to dismiss (dkt. 8-10) and the possible amendment of the complaint.

Plaintiff commenced this case in New York County Supreme Court on April 29, 2025, under Index No. 155564/2025. On June 5, 2025, Defendant removed the case to this Court (dkt. 1). On June 30, 2025, Defendant filed a pre-answer motion to dismiss. On July 7, 2025¹, Plaintiff filed a motion to remand to state court and stay all proceedings pending a decision on same. On July 15, 2025, prior to any opposition papers being filed and prior to the deadline for Plaintiff to amend his complaint as of right under Fed. R. Civ. P. 15(a)(1)(B), counsel for the parties conferred by video conference. In follow-up communications, Defendant provided documentation responsive to the issues raised in Plaintiff's motion and Plaintiff subsequently agreed to withdraw the motion to remand and stay, and the parties agreed to the following proposed briefing schedule:

- a. Plaintiff shall file an amended complaint or his response to Defendant's motion to dismiss, by July 31, 2025; and
- b. If Plaintiff responds to the motion to dismiss, Defendant shall file his reply (if any) by August 15, 2025.

The parties respectfully requests that the Court terminate Plaintiff's motion to remand and stay from the docket and so-order the above proposed briefing schedule. Thank you.

Application granted.

¹ July 5, 2025 was a Saturday, so the next business day was July 7, 2025.

So Ordered: /s/Hon. Lewis A. Kaplan
United States District Judge

Date: 7/31/2025

Respectfully Submitted,

/s/ Uri Nazryan

Uri Nazryan

Counsel for Plaintiff

cc: All counsel of record *via ECF*